

1AP7 Rec'd PCT/PTO 18 MAY 2006

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 6106-000006/US/NP
INTERNATIONAL APPLICATION NO. PCT/AU2004/001622		INTERNATIONAL FILING DATE 22 November 2004
TITLE OF INVENTION SILICA FILMS AND METHOD OF PRODUCTION THEREOF		U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/5/9054 PRIORITY DATE CLAIMED 21 November 2003
APPLICANT(S) FOR DO/EO/US Paul MEREDITH et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

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U.S. APPLICATION NO. (if known) 10/579654	INTERNATIONAL APPLICATION NO. PCT/AU2004/001622	ATTORNEY'S DOCKET NUMBER 6106-000006/US/NP		
20. <input checked="" type="checkbox"/> Other items or information: Certificate of Express Mailing (Label EV 684410423 US), Check in the amount of \$1,390.00, Copy of Form PCT/IB/306 (Notification of the Recording of a Change), Copy of International Preliminary Examination Report (IPER) w/ amended claims 1-29, IDS (Citation) by Applicant citing 12 refs (7 encl) w/ISR, Copy of Published International Application WO 2005/049757 A1, Return Receipt Postcard				
The following fees have been submitted		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:50%;">CALCULATIONS</th> <th style="width:50%;">PTO USE ONLY</th> </tr> </table>	CALCULATIONS	PTO USE ONLY
CALCULATIONS	PTO USE ONLY			
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">\$ 300.00</td> <td style="width:50%;"></td> </tr> </table>	\$ 300.00	
\$ 300.00				
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">\$ 200.00</td> <td style="width:50%;"></td> </tr> </table>	\$ 200.00	
\$ 200.00				
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">\$ 400.00</td> <td style="width:50%;"></td> </tr> </table>	\$ 400.00	
\$ 400.00				
TOTAL OF 21, 22 and 23 =		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">\$ 900.00</td> <td style="width:50%;"></td> </tr> </table>	\$ 900.00	
\$ 900.00				
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(i)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		
- 100 =	/50 =	x \$250.00		
		\$		
Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		\$		
CLAIMS	NUMBER FILED	NUMBER EXTRA		
Total claims	29 - 20 =	9		
Independent claims	3 - 3 =	0		
		+ \$50.00		
		\$ 450.00		
		\$ 0.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		\$		
TOTAL OF ABOVE CALCULATIONS =		\$ 1,350.00		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				
SUBTOTAL =		\$ 1,350.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$		
TOTAL NATIONAL FEE =		\$ 1,350.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$ 40.00		
		\$		
TOTAL FEES ENCLOSED =		\$ 1,390.00		
		Amount to be refunded: \$		
		Amount to be charged \$		

10/579654

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- 1AP20 Rec'd PCT/PTO 18 MAY 2006
- a. ☒ A check in the amount of \$ 1,390.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 08-0750 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed an granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

David A. McClaughry
Harness, Dickey & Pierce
P.O. Box 828
Bloomfield Hills, Michigan 48303
United States


SIGNATURE

David A. McClaughry
NAME

37,885
REGISTRATION NUMBER

CUSTOMER NUMBER: 27572

DATED: May 18, 2006

10/579654

IAP20 Rec'd PCT/PTO 18 MAY 2006

Application No. US National Phase of PCT/AU2004/001622

Attorney Docket No.: 6106-000006/US/NP

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 684410423 in an envelope addressed to:

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on May 18, 2006
Date

David A. McClaughry
Signature

David A. McClaughry

Typed or printed name of person signing Certificate

37,885
Registration Number, if applicable

(248) 641-1600
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. Certificate of Express Mailing (Label EV 684410423 US)
2. Check in the amount of \$1,390.00
3. Transmittal Letter to the United States Designated-Elected Office (3 pages, in duplicate)
4. Application Data Sheet (3 pages)
5. Copy of Form PCT/IB/306 (1 page)
6. Copy of Form PCT/IPEA/409 (IPER) with amendments 1-29 (7 pages)
7. Signed Declaration and POA (3 pages)
8. Signed Assignment and Recordation cover sheet (3 pages)
9. Information Disclosure Statement (2 pages)
10. IDS (Citation) by applicant citing 12 refs (7 encl) w/ISR
11. Copy of Published International Application WO 2005/049757 A1
12. Return Receipt Postcard